

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

RECONSIDERATION OF PRIOR DECISION
ON:

Penal Code Section 1417.3, as amended by
Statutes 1985, Chapter 875; Statutes 1986,
Chapter 734; and Statutes 1990, Chapter 382

and

Directed by Statutes 2004, Chapter 316, Section
3, Subdivision (d) (Assem. Bill No. 2851).

Case No.: 04-RL-9807-09

Photographic Record of Evidence

NOTICE OF COMMENT PERIOD ON THE
DRAFT STAFF ANALYSIS ON
RECONSIDERATION

HEARING DATE: July 28, 2005

TO: League of California Cities
California State Association of Counties
Judicial Council
Department of Finance
State Controller's Office
California Department of Education
Chancellor, California Community Colleges Office
Legislative Analyst
Interested Parties
Legislative Committees

Notice of Comment Period on Draft Staff Analysis

The Draft Staff Analysis and supporting documentation is being posted to the Commission's website.

Interested parties, affected state agencies, and interested persons are invited to file comments with the Commission on the draft staff analysis by **June 14, 2005**.

An original and one copy or an original and a .pdf file shall be submitted to the Commission. The .pdf file should be e-mailed to csminfo@csm.ca.gov. The mailing list will be notified when the comments are posted on the Commission's website. This will satisfy all the service requirements under California Code of Regulations, title 2, section 1181.2.

Comments on the draft staff analysis and rebuttal comments must comply with the following requirements:

- Assertions or representations must be supported by documentary evidence and must be authenticated by declarations under penalty of perjury signed by persons who are

authorized and competent to do so and must be based upon the declarant's personal knowledge or information or belief.

- If the comments cite to federal or state laws, regulations, executive orders, or court decisions, copies of those documents must be included in the filing. Court decisions that involve the Board of Control or the Commission on State Mandates are exempt from this requirement.

Commission Hearing – July 28, 2005

The Commission will hear and determine this reconsideration, and may adopt the proposed revised statement of decision on **July 28, 2005** at 9:30 a.m. in Room 126 of the State Capitol, Sacramento, California. If a decision is not adopted in July, the revised decision will be set for adoption at the September 29, 2005 hearing.

With the exception of section 1188.4 of the Commission's regulations, the hearing procedures in article 7 of the Commission's regulations in effect at the time of the hearing will apply. Since this reconsideration was not requested pursuant to Government Code section 17559, the hearing procedures set forth in section 1188.4 do not apply in this case.

Representatives of interested parties and affected state agencies and the Legislature, will be asked to notify the Commission staff if they wish to testify. Time limits may be imposed if necessary.

A final staff analysis on the reconsideration will be issued and posted to the Commission's website on or about July 14, 2005.

Parameters and Guidelines

A pre-hearing conference on the parameters and guidelines may be convened after the adoption of the revised statement of decision, if requested by any interested party.

If you have any questions regarding this matter, please contact Eric Feller, Commission Counsel, at (916) 323-3562.

Dated: May 24, 2005

PAULA HIGASHI, Executive Director